

DEFAULT ORDERS SCHEDULE

WHEREAS, on the 9th day of July, 2018, the Texas State Board of Plumbing Examiners, (“Board”), considered the following Administrative Penalties recommended by the Enforcement Committee, arising from Section 1301.704, Chapter 1301 of the Texas Occupations Code (“Plumbing License Law” or “PLL”);

WHEREAS, in accordance with Sections 1301.703(c) of the PLL, each Respondent listed herein was issued a Notice of Alleged Violation, stating the nature of the allegations of violations involved and afforded each Respondent of their entitlement to a formal hearing, if desired;

WHEREAS, each Respondent listed herein either (i) responded in writing accepting the determination of a violation and recommended penalty of the Enforcement Committee, in accordance with Section 1301.704(a)(1) of the PLL; or (ii) failed to make a timely written election in response to the Notice of Alleged Violation, resulting in a waiver of their right to a hearing, in accordance with Section 1301.704(c) of the PLL;

WHEREAS, on this same date, the Board, adopted a Default Final Order pertaining to each Respondent listed herein, containing findings of fact and conclusions of law, separately stated, and tailored for each individual Respondent;

WHEREAS, given the number of Respondents subject to the foregoing treatment, and in order to summarize and distill the information contained the Default Final Orders in an efficient manner, the Board wishes to adopt this Default Penalty Schedule, to aid in dissemination and public disclosure of the information by publication of this Default Orders Schedule; and,

NOW, THEREFORE, the Board hereby ADOPTS the following Default Orders Schedule, summarizing and memorializing the Default Orders considered and adopted by the Board on this date (the underlying Default Orders shall constitute the official and final order, and any conflicts are resolved in favor of the underlying Default Order), listed in alphabetical order by the Respondent’s last name (the numbers listed reflect the Respondents as they were listed on the publicly-posted agenda for said meeting; a notation of N/A for the Respondent indicates a Respondent that was removed from consideration and a Default Order was not adopted):

No.	Respondent	License/ Registration No.	Case No.	Violation Summary	Penalty Amount
1	Abales, Glenn, a/k/a Glenn Aviles	J-36496	90085001; 2013-00357; 2015-02219	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP (X3)	\$10,000
2	Alcala, Carlos	J-37482	2016-02362	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$5,000

3	Adams, Brandon	M-38977	2018-01273	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$6,000
4	Amyotte, Clayton	N/A	2017-01322	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000
5	Black, Ronald	N/A	2018-01456	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$5,000
6	N/A				
7	Branch, Christopher	A-124454	2018-01250	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
8	Bravo, Erick	A-102517	2018-01544	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP; Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$9,000
9	Brown, Kenneth	M-37976	2017-02016	Evading responsibility to a client	\$3,000
10	N/A				
11	Castaneda, Mike	N/A	2017-01472	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$1,250
12	N/A				
13	Cogdill, Marshall	M-36271	2017-01813	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$1,250
14	Cumby, Dennis	N/A	2018-00636	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
15	De Hoyos, Jimmy	N/A	2017-00394	Obtaining or seeking to obtain a license, endorsement or registration through error, fraud and/or the provision of false information to the Board	\$1,000
16	DeLaCruz, Sammy	M-39787	2017-00569	Failing to supervise and control work performed by a person licensed by and/or registered with the Board	\$1,250
17	Duarte, Gabriel	N/A	2018-01333	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
18	Escobar, Joseph	M-39261	2018-00940; 2018-01058	Failing to provide a valid certificate of insurance to the Board before operating as a RMP (activity connected to 31 jobsites); Failing to	\$160,000

				timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; Failing to provide one or more items required for proper disclosure of the Board's regulatory oversight on a proposal, invoice, or contract for plumbing services	
19	Fritzel, Rene	N/A	2018-01056;	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000
20	Garlock, David	A-6945	2018-01275	Obtaining or seeking to obtain a license, endorsement or registration through error, fraud and/or the provision of false information to the Board	\$2,000
21	Giles, Richard	M-21566	2016-01976; 2018-00658	Acting as RMP for more than one plumbing company and/or allowing illegal use of a person's Master Plumber License; Failing to provide one or more items required for proper disclosure of the Board's regulatory oversight on a proposal, invoice, or contract for plumbing services	\$2,250
22	Gonzalez, Dionisio	N/A	2017-01797	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$1,250
23	Gonzalez, Ernesto	N/A	2015-00198	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a RMP	\$2,000
24	Gonzalez, Joseph	M-38679	2015-01701; 2016-01298; 2017-00330	Failing to obtain an inspection of a plumbing system in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; Evading responsibility to a client; Failing to provide one or more items required for proper disclosure of the Board's regulatory oversight on a proposal, invoice, or contract for plumbing services (X2); Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing (X2);	\$4,800
25	Hickman, James	J-35579	2018-01248	Claiming that a person was a licensed plumber or registered with the Board when, in fact, they were	\$6,000

				not; Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	
26	Hicks, Tyler	N/A	2018-01067	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$1,000
27	Jackson, Scot	M-36645	2018-01334	Evading responsibility to a client	\$4,000
28	Jolly, Chester	M-38978	2018-01469	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; Failing to provide one or more items required for proper disclosure of the Board's regulatory oversight on a proposal, invoice, or contract for plumbing services	\$6,000
29	Kimes, Stephen	N/A	2018-01339	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a Responsible Master Plumber	\$5,000
30	Lane, Texas	J-45997	2016-01977	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP; Claiming that a person or a plumbing company had secured the services of a Responsible Master Plumber when, in fact, they had not	\$2,250
31	Lawrence, Christopher	J-47461	2017-00381	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000
32	Maldonado, Reynaldo	T-3734	2018-01463	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a Responsible Master Plumber	\$5,000
33	Martin, Jason	A-50248	2018-00953	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a Responsible Master Plumber (X2)	\$7,000
34	Martinez, Christopher	M-36607	2018-01529	Failing to properly display the license number of the Responsible Master Plumber and/or company name on a service vehicle used in connection with plumbing work	\$1,000
35	N/A				
36	N/A				
37	N/A				

38	Newcomb, Jeff	N/A	2016-02140	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000
39	Niemann, Bob	N/A	2018-00943	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a Responsible Master Plumber	\$5,000
40	Patrick, Tammy	N/A	2016-01642	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP; Claiming that you were a licensed plumber or registered with the Board when, in fact, you were not	\$2,000
41	Quinn, Robert	N/A	2017-00393	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000
42	Richard, William Todd	M-36432	2016-00346; 2016-01893	Evading responsibility to a client; Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; Failing to properly display the license number of the Responsible Master Plumber and/or company name on a service vehicle used in connection with plumbing work; Engaging in false, misleading, or deceptive advertising	\$3,250
43	Rivera, Valentin	A-68470	2016-02136	Obtaining or seeking to obtain a license, endorsement or registration through error, fraud and/or the provision of false information to the Board	\$1,000
44	N/A				
45	N/A				
46	Rosser, Gary	A-80749	2018-00335	Obtaining or seeking to obtain a license, endorsement or registration through error, fraud and/or the provision of false information to the Board	\$2,000
47	Ruvalcaba, Luis	N/A	2018-01534	Engaging in plumbing without the proper license, endorsement, registration and/or requisite supervision	\$4,000
48	Sanchez, Isidro	M-8729	2015-00487	Acting as RMP for more than one plumbing company and/or allowing illegal use of a person's Master Plumber License	\$2,000

49	Sims, Wendell	N/A	2012-00792	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$2,000
50	Scott, Thomas	M-36776	2018-01063	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing	\$5,000
51	Smesny, Gary	A-92907	2015-01276	Obtaining or seeking to obtain a license, endorsement or registration through error, fraud and/or the provision of false information to the Board	\$250
52	Smith, Ricky	M-41185	2017-00899	Failing to timely obtain a plumbing permit in violation of a municipal rule or ordinance regulating sanitation, drainage or plumbing; failing to provide one or more items required for proper disclosure of the Board's regulatory oversight on a proposal, invoice, or contract for plumbing services	\$500
53	Smith, Trampas	M-41563	2018-00960	Contracting for or otherwise agreeing to perform plumbing work without securing the services of a Responsible Master Plumber; Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP; Evading responsibility to a Client	\$10,000
54	Trevino, Gilbert	N/A	2017-00866	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000
55	Wagoner Jr., Roy	A-56492	2017-00380	Advertising or otherwise offering to perform or provide plumbing services without first securing the services of a RMP	\$1,000

The date of this Default Orders Schedule shall be the date it is executed by the Texas State Board of Plumbing Examiners or its designee.

Executed the ____ day of July, 2018.

By: _____
LISA G. HILL, Executive Director,
authorized to sign this Schedule for the Texas State Board of Plumbing Examiners